

## **AMENDMENTS TO THE CLAIMS**

This listing of claims will replace all prior versions, and listings, of claims in the application:

### **Listing of Claims:**

#### **Claims 1-3 (canceled)**

1           **Claim 4 (currently amended):**   ~~The foldable mobile~~  
2   ~~phone according to claim 1 or 2, A foldable mobile phone in~~  
3   ~~which a first case having a transmission microphone and a~~  
4   ~~second case having a receiver are coupled to each other so~~  
5   ~~as to be opened and closed freely, the foldable mobile~~  
6   ~~phone, comprising:~~  
7       ~~a speaker which is provided at a portion of the second~~  
8   ~~case which is exposed when the first case and the second~~  
9   ~~case are closed;~~  
10       ~~a volume variable unit which adjusts a sounding volume~~  
11   ~~of the speaker to a level substantially same as a sounding~~  
12   ~~volume of the receiver;~~  
13       ~~a first button, which has a function of a first~~  
14   ~~communication starting operation unit, and provided at a~~  
15   ~~portion which is not exposed when the first case and the~~  
16   ~~second case are closed but exposed in an opened state of~~  
17   ~~the first case and the second case;~~  
18       ~~a second button having a function of a second~~  
19   ~~communication starting operation unit and provided at a~~

20 portion which is exposed when the first case and the second  
21 case are closed; and  
22 \_\_\_\_\_ a switching unit, which switch setting functions so  
23 that a first function for communicating by using the  
24 transmission microphone and the receiver is set in a case  
25 of starting communicating by operating the first button,  
26 and a second function for communicating by using the  
27 transmission microphone and the speaker is set such that  
28 the sounding volume of the speaker is adjusted to the level  
29 substantially same as the sounding volume of the receiver  
30 by the volume variable unit in a case of starting  
31 communicating by operating the second button,  
32        wherein the switching unit switches to the first  
33 function when the first case and the second case are opened  
34 to each other in a state that the second function is set.

1        **Claim 5 (currently amended):** ~~The foldable mobile~~  
2 ~~phone according to claim 1 or 2, A foldable mobile phone in~~  
3 which a first case having a transmission microphone and a  
4 second case having a receiver are coupled to each other so  
5 as to be opened and closed freely, the foldable mobile  
6 phone, comprising:  
7 \_\_\_\_\_ a speaker which is provided at a portion of the second  
8 case which is exposed when the first case and the second  
9 case are closed;

10           a volume variable unit which adjusts a sounding volume  
11     of the speaker to a level substantially same as a sounding  
12     volume of the receiver;

13           a first button, which has a function of a first  
14     communication starting operation unit, and provided at a  
15     portion which is not exposed when the first case and the  
16     second case are closed but exposed in an opened state of  
17     the first case and the second case;

18           a second button having a function of a second  
19     communication starting operation unit and provided at a  
20     portion which is exposed when the first case and the second  
21     case are closed; and

22           a switching unit, which switch setting functions so  
23     that a first function for communicating by using the  
24     transmission microphone and the receiver is set in a case  
25     of starting communicating by operating the first button,  
26     and a second function for communicating by using the  
27     transmission microphone and the speaker is set such that  
28     the sounding volume of the speaker is adjusted to the level  
29     substantially same as the sounding volume of the receiver  
30     by the volume variable unit in a case of starting  
31     communicating by operating the second button,

32             wherein the switching unit switches to the second  
33     function when the first case and the second case are closed  
34     to each other in a state that the first function is set.

1           **Claim 6 (currently amended):**   The foldable mobile  
2   phone according to claim [[2]]4, wherein the second button  
3   has a function of a first communication terminating  
4   operation unit for terminating the communication when the  
5   second button is operated during communication.

1           **Claim 7 (currently amended):**   The foldable mobile  
2   phone according to claim [[2]]4, wherein the second button  
3   has a function of a second communication terminating  
4   operation unit for terminating the communication when the  
5   second button is continuously operated for a predetermined  
6   time period during communication.

1           **Claim 8 (currently amended):**   The foldable mobile  
2   phone according to claim [[2]]4, wherein the second button  
3   is disposed within a recess portion formed at an outer face  
4   of at least one of the first case and the second case.

**Claim 9 (canceled)**

1           **Claim 10 (new):**   The foldable mobile phone according  
2   to claim 5, wherein the second button has a function of a  
3   first communication terminating operation unit for  
4   terminating the communication when the second button is  
5   operated during communication.

1           **Claim 11 (new):** The foldable mobile phone according  
2 to claim 5, wherein the second button has a function of a  
3 second communication terminating operation unit for  
4 terminating the communication when the second button is  
5 continuously operated for a predetermined time period  
6 during communication.

1           **Claim 12 (new):** The foldable mobile phone according  
2 to claim 5, wherein the second button is disposed within a  
3 recess portion formed at an outer face of at least one of  
4 the first case and the second case.